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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA**

B. R. L., a minor, by and through his Guardian Ad Litem, FRANCESCA LARA;	)	Case No. 1:21-CV-01445-NONE-JLT
FRANCESCA LARA, an individual; MIGUEL LARA, an individual,	)	
	)	STIPULATION AND [PROPOSED]
	)	ORDER TO SUBSTITUTE THE
Plaintiffs,	)	UNITED STATES AS DEFENDANT IN
	)	PLACE OF CLINICA SIERRA VISTA,
v.	)	DR. HALL AND DR. TRAN
	)	
CLINICA SIERRA VISTA; LYNOUS	)	
WILLARD HALL, M.D.; HUNG TRAW	)	
HENRY LUU TRAN, M.D., ADVENTIST	)	
HEALTH BAKERSFIELD; ADVENTIST	)	
HEALTH; ADVENTIST HEALTH	)	
SYSTEM/WEST HPL/GL TRUST; DESIREE	)	
JAYNE DOMINGO LEAL R.N.; MARIAH	)	
EARL, R.N.; KRISTEN MONIQUE WOODS,	)	
R.N.; CLAUDETTE BARRIOS GERONIMO,	)	
R.N.; APRIL MCWILLIAMS, R.N.;	)	
KIMBERLY ANN JENNINGS, R.N.;	)	
KAWALJOT SINGH BAJWA, R.T.; KRISTINA	)	
NOR MAONG, R.N.; GISELLE CHOI, R.N.;	)	
SUDHIR BHIKHUBHAI PATEL, M.D.;	)	
SEONGMI KANG, R.N.; KARLA MERCEDES	)	
PAGAN NESS, R.N.; JENA KAY KOCH,	)	
R.N. and DOES 1 to 100,	)	
	)	
Defendants.	)	

IT IS HEREBY STIPULATED, by and between the Plaintiffs, B. R. L., a minor, by and through his Guardian Ad Litem, Francesca Lara; Francesca Lara, an individual; and Miguel Lara, an individual and Defendant United States of America, by and through their attorneys of record, that the

United States be substituted in as Defendant, in place and instead of Defendants Clinica Sierra Vista, Lynous Willard Hall, M.D. and Hung Traw Henry Luu Tran, M.D. in accordance with the Federal Tort Claims Act (28 U.S.C. §§ 2671 *et seq.* and 28 U.S.C. § 1346(b)) and 42 U.S.C. § 233.

**IT IS SO STIPULATED**

Respectfully submitted,

Dated: October 6, 2021

PHILLIP A. TALBERT  
ACTING UNITED STATES ATTORNEY

/s/ Victoria L. Boesch  
VICTORIA L. BOESCH  
Assistant United States Attorney  
Attorneys for the United States

Dated: October 5, 2021

LAW OFFICES OF DAVIS & VAN WAGENEN

/s/ Scott A. Van Wagenen (authorized 10/5/21)  
SCOTT A. VAN WAGENEN  
Attorneys for Plaintiffs

**[PROPOSED] ORDER**

IT IS HEREBY ORDERED, pursuant to the parties' stipulation, that the United States be substituted in as Defendant, in place and instead of Defendants Clinica Sierra Vista, Lynous Willard Hall, M.D. and Hung Traw Henry Luu Tran, M.D.

IT IS SO ORDERED.

Dated: October 6, 2021

/s/ Jennifer L. Thurston  
CHIEF UNITED STATES MAGISTRATE JUDGE